

IN THE UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF NEBRASKA

| | | |
|---------------------------|---|-----------|
| UNITED STATES OF AMERICA, |) | |
| |) | |
| Plaintiff, |) | 8:15CR268 |
| |) | |
| v. |) | |
| |) | |
| LEROY SHUMAKER, |) | ORDER |
| |) | |
| Defendant. |) | |
| _____ |) | |

This matter is before the Court on the findings and recommendation of the magistrate judge (Filing No. [42](#)) that defendant's motion to dismiss (Filing No. [38](#)) be granted. The Court notes plaintiff concurs that the speedy trial time has passed (Filing No. [41](#)). Accordingly,

IT IS ORDERED:

1) The findings and recommendation of the magistrate judge are approved and adopted;

2) Defendant's motion to dismiss is granted; the indictment is dismissed without prejudice as to Leroy Shumaker.
DATED this 25th day of February, 2016.

BY THE COURT:

/s/ Lyle E. Strom

LYLE E. STROM, Senior Judge
United States District Court